

Court of Appeals No. 03-18-00399-CR

STATE OF TEXAS

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IN THE COURT OF

FILED
 COURT OF CRIMINAL APPEALS
 7/10/2020
 DEANA WILLIAMSON, CLERK

VS.

CRIMINAL APPEALS

EDMUND KAHOOKELE

OF TEXAS

**MOTION TO EXTEND TIME TO FILE PETITION FOR
 DISCRETIONARY REVIEW**

TO THE HONORABLE JUDGES OF SAID COURT:

Now comes Edmund Kahookele, Appellee in the above styled and numbered cause, and moves for an extension of time to file a petition for discretionary review, and for good cause shows the following:

1. On June 9, 2020, the Third Court of Appeals reversed the trial court's order granting Appellee's "Motion to Quash the Indictment and Objections to the Enhancement Allegations" and remanded this cause for further proceedings. *State v. Edmund Kahookele*, 03-18-00399-CR. No motion for rehearing was filed. The Petition for Discretionary Review was therefore due on July 9, 2020.

2. Counsel for Appellee completed and filed a brief in *Kimberly Moll v. State*, No. 07-19-00380-CR, in the Seventh Court of Appeals, on June 16, 2020, and is preparing a brief in *State v. Ronald McMahan, Jr.*, No. 03-19-00824-CR, in the Third Court of Appeals, overdue, along with a brief in *Whitney Frilot v. State*, No. 03-19-00801, also in the Third Court of Appeals, overdue, with a requested

extension to July 30, 2020. Counsel has not had sufficient time to draft the petition for discretionary review in this cause.

3. Appellee is in custody.

WHEREFORE, PREMISES CONSIDERED, Appellee respectfully requests an extension of thirty-two days, to August 10, 2020, to file this petition for discretionary review.

Respectfully submitted,
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By: /s/ Susan Schoon
Susan Schoon
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Attorney for Edmund Kahookele

CERTIFICATE OF SERVICE

This is to certify that on July 10, 2020, a true and correct copy of the above and foregoing document was served on the District Attorney's Office, Comal County, Texas and the State Prosecuting Attorney via email service.

/s/ Susan Schoon
Susan Schoon

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